



Atty. Docket No: 1315-22

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT(S):	Daniel James Plant	EXAMINER:	Cheryl Ann Juska
SERIAL NO.:	10/797,756	GROUP:	Art Unit: 1771
FILED:	March 10, 2004	DATED:	January 10, 2006
TITLE:	<b>FLEXIBLE ENERGY ABSORBING MATERIAL AND METHODS OF MANUFACTURE THEREOF</b>		

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO ELECTION OF SPECIES/RESTRICTION REQUIREMENT**

Sir/Madam:

In response to the Office Action mailed December 12, 2005 setting forth a four-way restriction requirement between:

Group I (Claims 62 to 85) drawn to an energy absorbing material comprising a carrier and a dilatent material;

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**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to the: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: January 10, 2006

  
Nicole Rispone

Group II (Claims 86 to 92) drawn to an energy absorbing material comprising a woven or knitted fabric;

Group III (Claims 93 to 96) drawn to a method of making energy absorbing material comprising a carrier and a dilatent material including the step of impregnating molten dilatent into the carrier; and

Group IV (Claims 97 to 99) drawn to a method of making energy absorbing material comprising a carrier and a dilatent material including the step of pouring solvent thinned dilatent onto a carrier,

Applicant hereby provisionally elects, without traverse, Group I (Claims 62 to 85) for prosecution on the merits in this application.

Additionally, in the Office Action mailed December 12, 2005, an Election of Species Requirement was made to the following species:

Group A: spacer fabric;

Group B: foam;

Group C: fleece; and

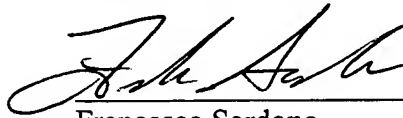
Group D: core of dilatent material.

In accordance with 35 U.S.C. 121, Applicant hereby traverses the election of species requirement and maintains that claims 62-85 are generic to all species.

Pursuant to 37 C.F.R. 1.141, upon the allowance of any of claims 62 or 76, Applicant respectfully requests consideration of all claims directed to the species covered thereby.

In view of the foregoing, early and favorable consideration of this application is respectfully solicited.

Respectfully submitted,



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